

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Vinay Deo

Appln. No.: 09/764,794

Filed: January 17, 2001

For : A SYSTEM FOR BROADCASTING TO,

AND PROGRAMMING, A MOBILE

DEVICE IN A PROTOCOL

Docket No.: M61.12-0685

Group Art Unit: 2132

Examiner: Justin T.

Darrow

REQUEST FOR CONSIDERATION OF PREVIOUSLY SUBMITTED ART

I HEREBY CERTIFY THAT THIS PAPER IS BEING SENT BY U.S. MAIL, FIRST CLASS, TO THE COMMISSIONER FOR PATENTS, VIA FACSIMILE,

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is being filed pursuant to a conversation between the office of the undersigned and the Examiner. We indicated that we had not received an initialed PTO form 1449 for a previously filed Information Disclosure Statement. The Examiner requested the following items which are enclosed.

- 1. Enclosed is a copy of the original postcard as filed with the application noting that an Information Disclosure Statement was filed on January 17, 2001. We are also enclosing a copy of the Utility Application Transmittal sheet which indicates that a Information Disclosure Statement and copies of IDS were submitted with the application.
 - 2. A copy of the Information Disclosure Statement that was sent with the original application with the Express Mail number and date mailed on the first page is enclosed. We are also resubmitting a copy of all the cited art for your reference.

Please forward an initialed PTO 1449 at your earliest convenience.

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

Joseph R. Kelly, Reg. No. 34,847 Suite 1600 - International Centre

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Minneapolis, Minnesota 55402-3319

Phone: (612) 334-3222 Fax: (612) 334-3312

JRK:slg

MAR 1 7 2005 EL636004544US Receipt is hereby acknowledged by the Assistant Commissioner of rarks of the following items in the Patents and Trad <u>Vinay Deo et al</u> Applicant Serial No./Patent No.: HEREWITH Filed/Issued : SYSTEM FOR BROADCASTING TO, AND PROGRAMMING, Title/Mark A MOBILE DEVICE IN A PROTOCOL, DEVICE AND NETWORK INDEPENDENT FASHION Our check in the amount of \$710.00 Copy of complete Specification and claims (75 page 2. 3. Copy of drawings (14 pages) Copy of filed Declaration (3 pages) Information Disclosure Statement File Data Sheet Utility Patent Application Transmittal (divisional)

8. Preliminary Amendment

Atty/Sec JAW:tas Date: 1/17/01 File No. M61.12-0685

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PRADEMARY UTILITY PATENT APPLICATION **TRANSMITTAL**

Attorney Docket No.		M61.12-0685	
First Inventor or Application I			Vinay Deo et al.
Title	SYSTEM FOR BROADCASTING TO, AND PROGRAMMING, A MOBILE DEVICE IN A PROTOCOL, DEVICE, AND NETWORK INDEPENDENT FASHION		

(Uniy for nev	Exp	ress Mail Label No. EL636004544US							
See MPE	APPLICATION ELEMENTS Chapter 600 concerning utility patent application contents.	Assistant Commissioner for Patents Address To: Box Patent Application Washington, DC 20231							
1.	*Fee Transmittal Form e.g., PTO/SB17) (Submit an original and a duplicate for fee processing)	5. Microfiche Computer Program (Appendix)							
2.	Specification [Total Sheets 75] (preferred arrangement set forth below - Descriptive title of the Invention)	6. Nucleotide and/or Amino Acid Sequence Submission (If applicable, all necessary) a. Computer Readable Copy							
	- Cross References to Related Applications	b. Paper Copy (Identical to computer copy)							
	- Statement Regarding Fed sponsored R & D	c. Statement verifying identity of above copies							
	- Reference to Microfiche Appendix	ACCOMPANYING APPLICATION PARTS							
	- Background of the Invention	7. Assignment Papers (cover sheet & document(s))							
	 Brief Summary of the Invention Brief Description of the Drawings (if filed) Detailed Description 	8. Sometiment Papers (cover sheet a document(s)) 8. Sometiment Papers (cover sheet a document(s)) 8. Sometiment Papers (cover sheet a document(s)) 8. Assignment Papers (cover sheet a document(s))							
	- Claim(s) - Abstract of the Disclosure	9. English Translation Document							
3.	Drawing(s) (35 U.S.C. § 113) [Total Sheets 14]	10. Information Disclosure							
4. Oat	h or Declaration [Total Sheets 3] j	11 🗵 Preliminary Amendment							
a.	Newly executed (original or copy)	12 Return Receipt Postcard (MPEP 503)							
b	Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 16 completed)	13. Statement filed in prior application. Statement(s) Status still proper and desired (PTO/SB/09-12)							
	i. DELETION OF INVENTOR(S) Signed statement attached deleting	14. Certified Copy of Priority Document(s) (if foreign priority is claimed)							
	inventor(s) named in the prior application, see 37 C.F.R. §§1.63(d)(2) and 1.33(b).	15. Request and Cert. Under 35 USC 122 (Non-Pub)							
FEES, AS	OR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY MALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT ILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).	16. X Other: File Data Sheet							
16. If a	CONTINUING APPLICATION, check appropriate box, and su	oply the requisite information below and in a preliminary amendment:							
	☐ Continuation ☑ Divisional ☐ Continuation –in part (CIF								
Prior application information: Examiner <u>C. Tucker</u> Group/Art Unit: 2766 FOR CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.									
	17. CORRES	PONDENCE							
☐ Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) or ☒ Correspondence address below									
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Name (Print/type)	John A. Wiberg	Registration No. (Attorney/Agent)	44,401
Signature	Fly & Deling	Date	1/17/01